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INFORMATION DISCLOSURE STATEMENT Patent Application Docket No. ARYX-112XCD1 Serial No. 10/643.699

David R. Saliwanchik, Patent Attorney

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Pascal Druzgala, Peter G. Milner, Jurg R. Pfister, Xiaoming Zhang

Serial No.

10/643,699

Filed

August 18, 2003

For

Materials and Methods for the Treatment of Hypertension and Angina

Commissioner for Patents Mail Stop DD P.O. Box 1450 Alexandria, VA 22313

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§1.97 AND 1.98

Sir:

In accordance with 37 CFR §1.97 and §1.98(d), the applicants would like to bring to the attention of the Examiner, the references cited in the following patent application:

U.S. Serial No. 10/269,139, filed October 10, 2002, now U.S. Patent No. 6,608,097.

The subject application, Serial No. 10/643,699 claims the benefit under 35 USC §120 of the filing date of the above application. The applicants respectfully request that the copies of references supplied in the Information Disclosure Statements of the above-mentioned application, as well as the references cited during prosecution thereof, be made of record in the 10/643,699 application. As copies of all of the references filed in the parent application, and cited on the attached form PTO/SB/08, will be found in the parent casefile, copies of those references are not provided herewith.

The applicants respectfully assert that the substantive provisions of 37 CFR  $\S$ 1.97 and 1.98 are met by the foregoing statement.

Respectfully submitted,

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DRS/ba

Attachment: Form PTO/SB/08

PTO/SB/08B (10-01)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449B/PTO				Complete it Known		
			OSLIDE	Application Number	10/643,699	
INFORMATION DISCLOSURE				Filing Date	August 18, 2003	
STATEMENT BY APPLICANT				First Named Inventor	Pascal Druzgala	
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		13 1100		Examiner Name		
Sheet	2	of	2	Attorney Docket Number	ARYX-112XCD1	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article, (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	R1	Bursztyn, M., et al., "Mibefradil, a novel calcium antagonist, in elderly patients with hypertension: Favorable hemodynamics and pharmacokinetics", <i>American Heart Journal</i> , August 1997, pp. 238-47, Vol. 134, No. 2, Pt. 1, Mosby-Year Book, Inc.	
	R2	De Ponti, F., et al., "QT-interval prolongation by non-cardiac drugs: lessons to be learned from recent experience", Eur J Clin Pharmacol, 2000, pp. 1-18, Vol. 56, Springer-Verlag.	
	R3	Dershwitz, M., et al. "Pharmacokinetics and Pharmacodynamics of Remifentanil in Volunteer Subjects with Severe Liver Disease", Anesthesiology, April 1996, pp. 812-20, Vol. 84, No. 4, American Society of Anesthesiologists, Inc., Lippincott-Raven Publishers.	
	R4	Kostrubsky, V., et al., "The Role of Conjugation in Hepatotoxicity of Troglitazone in Human and Porcine Hepatocyte Cultures", <i>Drug Metabolism and Disposition</i> , 2000, pp. 1192-97, Vol. 28, No. 10, The American Society for Pharmacology and Experimental Therapeutics.	
	R5	RUTLEDGE et al. "The Binding Interactions of Ro 40-5967 at the L-type Ca2+ Channel in Cardiac Tissue" European Journal of Pharmacology, 1995, pp. 155-158, Vol. 280.	
	R6	Selnick, H., et al., "Class-III Antiarrhythmic Activity in Vivo By Selective Blockade of the Slowly Activating Cardiac Delayed Rectifier Potassium Current $I_{Ks}$ by $(R)$ -2- $(2,4$ -Triflouromethyl)- $N$ - $(2$ - $(2,4$ -Triflouromethyl)- $(2,2$ - $(2,4$ -Triflouromethyl)- $(2,3$ -dihydro- $(2,4$ -Triflouromethyl)- $(3,4$ -Delayed Rectifier Potassium Current $(3,4)$ -Rectified Rectifier Blockade of the Slowly Activating Cardiac Delayed Rectifier Blockade of the Slowly Activation Cardiac Delayed Rectifier Blockade Oxford	
	R7	Vandenberg, J., et al., "HERG K+ channels: friend and foe", <i>Trends in Pharmacological Sciences</i> , May 2001, pp. 240-6, Vol. 22, No. 5, Elsevier Science, Ltd.	
	R8		
	R9		
	R10		
	R11		
	R12	<u>.</u>	

Examiner	1	Date	
Signature		Considered	

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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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Complete if Known Substitute for form 1449A/PTO Application Number 10/643,699 INFORMATION DISCLOSURE Filing Date August 18, 2003 STATEMENT BY APPLICANT **First Named Inventor** Pascal Druzgala (use as many sheets as necessary) Art Unit **Examiner Name** 2 **Attorney Docket Number** of Sheet 1 ARYX-112XCD1

U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No. 1	Document Number Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
	U1	US-4,808,605	02-28-1989	Branca et al.	All		
	U2	US-5,620,975	04-15-1997	Clozel et al.	All		
-	U3	US-					
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	U20	US-					

FOREIGN PATENT DOCUMENTS								
	Cite No. 1	Foreign Patent Document					Pages, Columns, Lines,	
Examiner Initials*		Country Cod	e <sup>3</sup> - Number <sup>4</sup> - F	(ind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	F1	EP	0 524 512	A2	01-27-1993	F. HOFFMANN-LA ROCHE AG	All	
	F2	JP	11 035483	A (Abstract only)	02-09-1999	NIPPON KAYAKU CO. LTD.	Ali ·	
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	F4							
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>8</sup> Applicant is to place a check mark here if English language Translation is attached.